THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.15627 OF 2007

DATED: 31-07-2007

BETWEEN

Kusamaraju,
S/o. Kutumbarao,
Occ: Agriculture,
Srungavarappadu Village,
Sakhinetiapalli Mandal,
East Godavari District.

...PETITIONER

AND

Station House Officer,
Sakinetipalli P.S.,
East Godavari District.

...RESPONDENT

ORDER:

Petitioner seeks a Writ of Mandamus to declare the action of the respondent in interfering with his personal life and liberty and harassing and torturing for no fault of his, as illegal, high-handed and arbitrary.

2. Petitioner made certain allegations against the respondent.

If really the respondent interferes with the personal life and liberty of the petitioner without there being any case registered against him,

I am of the opinion that action requires to be taken against the respondent. Admittedly the petitioner has not made any complaint or representation before the superior officers about the alleged action on the part of the respondent. Therefore, the petitioner straightaway cannot approach this Court by way of Writ seeking Writ of Mandamus without making a

representation or complaint before the superior officer and without there being any representation or complaint no writ can be issued.

The writ petition is accordingly dismissed with a liberty to the petitioner to make a representation before the superior officers against the alleged illegal action on the part of the respondent. There shall be no order as to costs.

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V. ESWARAIAH, J

July 31, 2007
DSK